



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

(1) Fourteenth Account Current and Report of Successor Conservator and (2)
Petition for Allowance of Compensation to Successor Conservator and Attorney
(Prob. C. 2620, 2623, 2942)

Age: 56 years DOB: 6/30/1956		PUBLIC GUARDIAN, Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:	
		Account period: 5/1/10 – 4/30/12	<p>Note: A status hearing will be set for the filing of the fifteenth account as follows:</p> <ul style="list-style-type: none"> Friday, June 13, 2014 at 9:00 a.m. in Department 303 <p>Pursuant to Local Rule 7.5 if the fifteenth account is filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.</p>	
		Accounting - \$145,268.47		
		Beginning POH - \$ 82,951.32		
		Ending POH - \$ 92,951.95		
Cont. from		Conservator - \$879.20 (5.2 Deputy hours @ \$96/hr and 5 Staff hours @ \$76/hr)		
	Aff.Sub.Wit.	Attorney - \$1,000.00 (less than allowed per Local Rule)		
✓	Verified	Bond fee - \$630.90 (o.k.)		
	Inventory	Petitioner prays for an Order: <ol style="list-style-type: none"> 1. Approving, allowing and settling the fourteenth account. 2. Authorizing the conservator and attorney fees and commissions 3. Payment of the bond fee. 		
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W/
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp	Court Investigator Jennifer Young's Report filed on 12/19/2011.		
	Objections			
	Video Receipt			
✓	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: KT	
			Reviewed on: 7/13/12	
			Updates:	
			Recommendation:	
			File 1 - Loveless	

(1) First Account Current and Report of Conservator and (2) Petition for Allowance of Compensation to Conservator and Attorney and (3) for Dispensation of Further Accounts

Age: 95 years DOB: 7/13/1917		PUBLIC GUARDIAN , Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Disbursement schedule shows charges totaling \$2,097.79 in relation to an automobile (tires, repairs, insurance etc.) However there is no automobile on the property on hand schedule. Court may require clarification.
		Account period:	
		Accounting - \$268,439.91	
		Beginning POH - \$250,000.00	
		Ending POH - \$250,924.35	
Cont. from		Conservator - \$2,382.00 (16.5 Deputy hours @ \$96/hr and 10.5 Staff hours @ \$76/hr)	
	Aff.Sub.Wit.	Attorney - \$1,500.00 (Less than allowed per Local Rule)	
✓	Verified	Bond fee - \$25.00 (o.k.)	
	Inventory	Court fees - \$78.00 (certified copies)	
	PTC	Petitioner request that due to the insufficiency of the estate to pay the fees and commissions that a lien be imposed upon the estate for any unpaid balances of the authorized fees and commissions.	
	Not.Cred.	Petitioner states that the conservatorship estates meets the requirements of Probate Code § 2628(b) to dispenses with further accountings. Petitioner requests that the court dispense with further accountings as long as conservatorship estate continues the requirements of Probate Code §2628(b).	
✓	Notice of Hrg	Petitioner prays for an Order:	
✓	Aff.Mail	4. Approving, allowing and settling the second account.	
	Aff.Pub.	5. Authorizing the conservator and attorney fees and commissions	
	Sp.Ntc.	6. Payment of the bond fee	
	Pers.Serv.	7. Authorize petitioner to impose a lien on the estate for any unpaid balances of authorized fees and commissions	
	Conf. Screen	8. Dispensing with further accountings, as long as the conditions of Probate Code §2628(a) continue to be met.	
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report	Court Investigator Julie Negrete's Report filed on 3/13/12.	
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

Reviewed by: KT

Reviewed on: 7/13/12

Updates:

Recommendation:

File 2 - Mosesian

(1) Third and Final Account and Report of Conservator, (2) Petition for Allowance of Compensation to Conservator and Attorney, and (3) Abandonment of Property (Prob. C. 1860, 2620, 2623, 2630, 2942)

DOD: 2/17/2012		PUBLIC GUARDIAN , Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 9/13/11 – 2/17/12	
		Accounting - \$7,318.10	
Cont. from		Beginning POH - \$3,678.34	
<input type="checkbox"/>	Aff.Sub.Wit.	Ending POH - \$2,754.10	
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory	Subsequent account period: 2/18/12 – 4/19/12	
<input type="checkbox"/>	PTC	Accounting - \$6,339.39	
<input type="checkbox"/>	Not.Cred.	Beginning POH - \$2,754.10	
<input checked="" type="checkbox"/>	Notice of Hrg	Ending POH - \$6,004.24	
<input checked="" type="checkbox"/>	Aff.Mail	Conservator - \$873.60 (4.35	
	Aff.Pub.	Deputy hours @ \$96/hr and 6 Staff hours @ \$76/hr)	
<input type="checkbox"/>	Sp.Ntc.	Attorney - \$583.31 (per Local Rule)	
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen	Bond fee - \$25.00 (o.k.)	
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp	Petitioner request that due to the insufficiency of the estate to pay the fees and commissions that a lien be imposed upon the estate for any unpaid balances of the authorized fees and commissions.	
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order	Petitioner prays for an Order:	
<input type="checkbox"/>	Aff. Posting	9. Approving, allowing and settling the third and final account.	
<input type="checkbox"/>	Status Rpt	10. Authorizing the conservator and attorney fees and commissions	
<input type="checkbox"/>	UCCJEA	11. Payment of the bond fee	
<input type="checkbox"/>	Citation	12. Authorize petitioner to impose a lien on the estate for any unpaid balances of authorized fees and commissions	
<input type="checkbox"/>	FTB Notice		
			Reviewed by: KT
			Reviewed on: 7/13/12
			Updates:
			Recommendation:
			File 3 - Osgood

(1) First and Final Report of Administration, (2) Petition for Statutory Attorneys Fees and (3) for Final Distribution on Waiver of Accounting and Notice [Prob. C. 1204, 10954, 11600, 11601, 11603, 11640, 11810, 10811]

DOD: 09/04/11		JANALEE GARBERSON MOSES , Executor, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Accounting is waived.	
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.	I & A - \$137,405.53	
<input checked="" type="checkbox"/>	Verified	POH - \$137,405.53	
<input checked="" type="checkbox"/>	Inventory	Executor - waives	
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.	Attorney - \$5,122.17	
<input checked="" type="checkbox"/>	Notice of Hrg	(statutory)(to be paid outside of closing)	
<input checked="" type="checkbox"/>	Aff.Mail	Distribution, pursuant to decedent's Will, is to:	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.	Janalee Garberson Moses – Securities, real property, and an interest in mineral rights valued at \$137,405.53	
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters	01/30/12	
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input checked="" type="checkbox"/>	FTB Notice		
			Reviewed by: JF
			Reviewed on: 07/13/12
			Updates:
			Recommendation: SUBMITTED
			File 4 - Garberson

Atty

Kruthers, Heather H. (for Public Administrator – Administrator/Petitioner)

Atty

Camenson, David M. (for David L. Jimenez & Raymond Sandoval – sons/Objectors)

Atty

Shahbazian, Steven L. (for Conrad Jimenez – son)

Report of Administrator of Insolvent Estate and Request for Final Discharge (Prob. C. 11600)

DOD: 10/10/11		PUBLIC ADMINISTRATOR , Administrator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Petitioner states:	<u>CONTINUED FROM 07/05/12</u> Judge Vogt was disqualified in this matter pursuant to 170.1.
		1. PUBLIC ADMINISTRATOR was appointed as Administrator by the Court on 03/06/12.	
		2. No Letters of Administration were ever issued because Petitioner was able to determine right away that there were no assets to marshal.	
		3. The initial Petition for probate stated that there were two parcels of real property and bank accounts belonging to the estate. However, Petitioner has determined that the properties were deeded by the decedent and the bank accounts had beneficiary designations. Therefore, petitioner wishes to close the estate, because it is now insolvent.	
		4. A Creditor's Claim was filed against the estate by David M. Camenson; however, the estate is insolvent and the claim cannot be paid.	
		5. The estate is in a condition to be closed.	
		Petitioner prays for an Order that:	
		1. The Petition be settled, allowed and approved, and all acts of the Petitioner as Administrator be confirmed and approved;	
		2. Due to the insufficiency of the estate, it is not possible to pay the outstanding debts of the estate and there will be no estate to distribute; and	
		3. The Public Administrator be discharged as Administrator of the estate.	
		Objection to Report of Administrator of Insolvent Estate and Request for Final Discharge filed 06/28/12 by David L. Jimenez and Raymond Sandoval states that the assertion that the estate has no assets is false. Objectors state that the decedent held title to two vehicles (a 1995 Ford and 1987 Toyota) as well as numerous other personal property items. Objectors further state that the Public Administrator never contacted either objector (decedent's son and foster son and named beneficiaries in decedent's Will) or their attorney David Camenson. Had Petitioner contacted any of these individuals they would have discovered that the estate was not insolvent, or at least had some assets. Objectors request:	
		1) That the final report of Petitioner not be confirmed or approved;	
		2) That the Public Administrator not be discharged as Administrator of the Estate at this time; and	
		3) That the Public Administrator be ordered to continue its research regarding the assets of the estate by at least contacting each beneficiary who may have knowledge of such assets.	
		Continued on Page 2	

Cont. from 070512	
Aff.Sub.Wit.	
✓ Verified	
Inventory	n/a
PTC	n/a
✓ Not.Cred.	
✓ Notice of Hrg	
✓ Aff.Mail	w/
Aff.Pub.	
Sp.Ntc.	
Pers.Serv.	
Conf. Screen	
Letters	n/a
Duties/Supp	
✓ Objections	
Video Receipt	
CI Report	
9202	n/a
✓ Order	
Aff. Posting	
Status Rpt	
UCCJEA	
Citation	
FTB Notice	n/a

Reviewed by: JF
Reviewed on: 07/13/12
Updates:
Recommendation: File 5 - Jimenez

Response to Objection to Report of Administrator of Insolvent Estate and Request for Final Discharge filed 07/02/12 by the Public Administrator/Petitioner states: The Deputy Public Administrator assigned to this matter was Noe Jimenez. He conducted the following investigation to determine the lack of assets in the estate:

- a. He twice went to the property at 3039 North 7th Street, Fresno, CA 93703 to meet with David L. Jimenez (decedent's son). He left his business card for David to contact him regarding the estate as Noe does not have David's phone number. Noe never received a return call from David or any other response to his business cards.
- b. He spoke by phone to Conrad (decedent's son), who provided details of the decedent's assets. Conrad reported that his father deeded the real property to him a couple of months before he died. Noe verified this transaction with Chicago Title. The employee handling the transaction had no concerns about the decedent's capacity to transfer title to his son.
- c. Conrad further reported that the decedent had also given him some personal items before his death, including his service revolver, badge, and similar items. Conrad further reports that when their father died, his brother David removed Raymond Sandoval (decedent's foster son) from the house on North 7th Street. Conrad reported that his father had some items in the residence but David would not allow him to enter the residence, even though the property belonged to him. Conrad confirmed that all personal items were transferred months before the decedent's death.
- d. Noe spoke with David Camenson, attorney for the Objectors, on three separate occasions. Mr. Camenson never asked about or offered information about any assets.
- e. Noe spoke to Conrad regarding the vehicles. Conrad confirmed that the decedent gave David's daughter, Janet Sellars, a Ford Windstar by signing a DMV form in July 2011. He further reported that the decedent gave Conrad's ex-wife, Anna DiFalco, the 1987 Toyota Cressida four years before the decedent died. Although the Objectors provided title to two vehicles, investigation revealed that neither belonged to the decedent at the time of his death.

Based on this information, Petitioner prays that:

1. The objections of David L. Jimenez and Raymond Sandoval be denied in their entirety; and
2. The Public Administrator's report be settled as prayed.

Response of Conrad Jimenez to Objection to Report of Administrator of Insolvent Estate and Request for Final Discharge filed 07/02/12 states: the two vehicles objectors refer to in their objection were not owned by the decedent at the time of his death as he had transferred ownership of both of them. The vehicle identified as a 1987 Toyota was transferred in 2009 to Anna Maria DiFalco and the 1995 Ford was transferred to Janet Sellers. Respondent further states that as to the "personal property" which is not specifically itemized in the Objection, he is personally aware that most all of the personal property of the decedent was either disposed of by the decedent or had little or no value at the date of his death. Even if there is any merit to the claim that the assets referred to in the Objection may be subject to probate court jurisdiction, all items referred to would be included within Probate Code §§ 13100-13116 as personal property that can be disposed of by the "Affidavit Procedure for Collection or Transfer of Personal Property". Therefore, even if the personal representative could assert ownership or control over any specific personal property asset, by his/her consent there would be nothing in a probate estate to administer. Further, the continuation of an essentially valueless estate could expose the estate to charges and expenses, which it should not incur and cannot afford. If the Objectors have any further information in reference to alleged "estate assets" they can and should communicate that information, with supporting documentation, to the public administrator. To the extent that the miscellaneous personal property described in the Objection is alleged to be the only basis to retain the personal representative, these are insufficient grounds to require the continuation of this probate proceedings. Respondent requests that the Objection be overruled and that the request for discharge by the public administrator be granted.

Petition for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 05/08/2012	WAYNE C. QUINTAL , brother and sole heir is petitioner and requests appointment as Administrator without bond.	NEEDS/PROBLEMS/COMMENTS: 1. Need names and date of death of decedent's parents per Local Rule 7.1.1D.
Cont. from	Full IAEA – o.k.	<p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Friday, 12/21/2013 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal and • Friday, 09/20/2013 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	Decedent died intestate	
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.	Residence: Fresno	
<input checked="" type="checkbox"/> Notice of Hrg	Publication: The Business Journal	
<input checked="" type="checkbox"/> Aff.Mail	W	
<input checked="" type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen	Probate Referee: Steven Diebert	
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: KT / LV
		Reviewed on: 07/11/2012
		Updates:
		Recommendation:
		File 6 - Henkel

Age: 11 DOB: 07/02/01		<u>NO TEMPORARY REQUESTED</u>		NEEDS/PROBLEMS/COMMENTS:	
		MARLEEN C. MAFFEO , mother, is Petitioner, and requests appointment as Guardian of the Estate with bond set at \$335,000.00.		See Page 8 and Page 14 for related matters.	
		Father: JOHN L. MAFFEO – deceased		Notes: the bond amount of \$335,000.00 is sufficient based on the estimated property on hand	
Cont. from		Paternal grandfather: ANGELO MAFFEO – deceased		Petitioner does not address whether or not the cash funds will be placed into a blocked account. Local Rule 7.8.11 states absent a showing of good cause it is the policy of the court to block all funds in guardianship estates.	
	Aff.Sub.Wit.	Paternal grandmother: VIRGINIA MAFFEO – served by mail on 06/19/12		If the petition is granted, status hearings will be set as follows:	
✓	Verified	Maternal grandfather: DIONISIO CORONEL – served by mail on 06/19/12		• Friday, 11/16/2012 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal; and	
	Inventory	Maternal grandmother: PILAR CORONEL – served by mail on 06/19/12		• Friday, 09/13/2013 at 9:00a.m. in Dept. 303 for the filing of the first account	
	PTC	Sibling: KATHRYN ISABEL CORONEL MAFFEO (8) – served by mail on 06/19/12		Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.	
	Not.Cred.	Petitioner states that the minor is the beneficiary of his father's estate and will inherit cash, securities, and a partnership interest from the estate. The Petitioner is the minor's mother and Administrator of the minor's father's estate.			
✓	Notice of Hrg	Estimated Value of the Estate:			
✓	Aff.Mail	Personal property - \$297,275.19			
	Aff.Pub.	Annual income - 6,500.00			
	Sp.Ntc.	Total - \$303,775.19			
✓	Pers.Serv.				
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report	n/a			
	9202				
✓	Order				
	Aff. Posting			Reviewed by: JF	
	Status Rpt			Reviewed on: 07/13/12	
	UCCJEA	n/a		Updates:	
	Citation			Recommendation:	
	FTB Notice			File 7 - Maffeo	

Age: 8		<p align="center"><u>NO TEMPORARY REQUESTED</u></p> <p>MARLEEN C. MAFFEO, mother, is Petitioner, and requests appointment as Guardian of the Estate with bond set at \$335,000.00.</p> <p>Father: JOHN L. MAFFEO – deceased</p> <p>Paternal grandfather: ANGELO MAFFEO – deceased</p> <p>Paternal grandmother: VIRGINIA MAFFEO – served by mail on 06/19/12</p> <p>Maternal grandfather: DIONISIO CORONEL – served by mail on 06/19/12</p> <p>Maternal grandmother: PILAR CORONEL – served by mail on 06/19/12</p> <p>Sibling: MARK LAWRENCE MAFFEO (11) – served by mail on 06/19/12</p> <p>Petitioner states that the minor is the beneficiary of her father's estate and will inherit cash, securities, and a partnership interest from the estate. The Petitioner is the minor's mother and Administrator of the minor's father's estate.</p> <p><u>Estimated Value of the Estate:</u></p> <table> <tr> <td>Personal property</td> <td>-</td> <td>\$297,275.19</td> </tr> <tr> <td>Annual income</td> <td>-</td> <td>6,500.00</td> </tr> <tr> <td>Total</td> <td>-</td> <td>\$303,775.19</td> </tr> </table>	Personal property	-	\$297,275.19	Annual income	-	6,500.00	Total	-	\$303,775.19	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>See Page 7 and Page 14 for related matters.</p> <p>Notes: the bond amount of \$335,000.00 is sufficient based on the estimated property on hand</p> <p>Petitioner does not address whether or not the cash funds will be placed into a blocked account. Local Rule 7.8.11 states absent a showing of good cause it is the policy of the court to block all funds in guardianship estates.</p> <p>If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Friday, 11/16/2012 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal; and • Friday, 09/13/2013 at 9:00a.m. in Dept. 303 for the filing of the first account <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
Personal property	-		\$297,275.19									
Annual income	-		6,500.00									
Total	-		\$303,775.19									
DOB: 05/24/04												
Cont. from												
<input type="checkbox"/>	Aff.Sub.Wit.											
<input checked="" type="checkbox"/>	Verified											
<input type="checkbox"/>	Inventory											
<input type="checkbox"/>	PTC											
<input type="checkbox"/>	Not.Cred.											
<input checked="" type="checkbox"/>	Notice of Hrg											
<input checked="" type="checkbox"/>	Aff.Mail		w/									
<input type="checkbox"/>	Aff.Pub.											
<input type="checkbox"/>	Sp.Ntc.											
<input checked="" type="checkbox"/>	Pers.Serv.											
<input checked="" type="checkbox"/>	Conf. Screen											
<input checked="" type="checkbox"/>	Letters											
<input checked="" type="checkbox"/>	Duties/Supp											
<input type="checkbox"/>	Objections											
<input type="checkbox"/>	Video Receipt											
<input type="checkbox"/>	CI Report	n/a										
<input type="checkbox"/>	9202											
<input checked="" type="checkbox"/>	Order											
<input type="checkbox"/>	Aff. Posting											
<input type="checkbox"/>	Status Rpt											
<input type="checkbox"/>	UCCJEA	n/a										
<input type="checkbox"/>	Citation											
<input type="checkbox"/>	FTB Notice											

DOD:4-15-10		<p>DANIEL M. O'QUINN was appointed Executor with Full IAEA without bond on 9-30-10 and Letters issued on 10-1-10.</p> <p>Inventory and Appraisal filed 12-28-11 reflects a total estate value of \$88,208.93 including three parcels of real property (140, 200 and 220 Tyler Street in Coalinga) plus various personal property items and \$4,758.93 in cash.</p> <p>The Executor filed two Reports of Sale on 1-19-12 requesting Court confirmation of the sale of the property to a buyer for \$10,000.00 each.</p> <p>At hearings 2-23-12, Counsel requested continuance and the Court continued the matters to 4-18-12.</p> <p>At hearings on 4-18-12, there were no appearances and the Court continued the matters to 5-16-12.</p> <p>Minute Orders 5-16-12: No appearances. The Court sets the matter for an Order to Show Cause Re: Failure to Appear on 6-13-12. Alfred Gallegos is ordered to appear on 6-13-12. The Court notes for the record that there are no overbids on the property and there are further defects that cannot be dealt with without counsel's presence. The Court confirms the sale price at \$10,000.00 noting that it is allowing the sale to proceed based on the reasons set forth in the petition. The remaining matters are set for Status Hearing on 6-13-12. Petition granted; Order to be signed ex parte; OSC set on 6-13-12.</p> <p>On 5-22-12, the Court signed an Order to Appear on 6-13-12 to show cause why Attorney Gallegos should not be sanctioned in the amount of \$500.00 for Failure to Appear on 5-22-12.</p> <p>Minute Order 6-13-12: The Court dismisses the OSC. Examiner notes are provided to counsel. The Court indicates for the record that to the extent it has granted an order for sale, that order is rescinded. Matter continued to 7-18-12.</p> <p>Status Declaration filed 7-6-12 states Attorney Gallegos received values for the properties from his appraiser of \$12,000 and \$10,000; therefore, the sale price would need to be adjusted to be 90%. The attorney has not confirmed the change in price with the buyer, but does not anticipate any difficulty. Attorney Gallegos requests continuance to mid-August.</p>	NEEDS/PROBLEMS/COMMENTS:	
			Continued from 6-13-12.	
Cont. from 061312			Note: Decedent's Will devises various specific assets to Barbara Louise Bowman-Drew with mention of her daughters if she should predecease the decedent and devises the residue of the estate to Barbara Louise Bowman-Drew .	
Aff.Sub.Wit.			Note: Examiner Notes from 5-16-12 noted the following issues with the Reports of Sale:	
Verified			1. Petition is not signed by attorney.	
Inventory			2. Petition states that the appraised value of the property is \$22,000.00; however, according to the Inventory & Appraisal filed 12/28/11, the property is valued at \$26,000.00.	
PTC			3. Pursuant to Probate Code § 10308(c) - Need proof of service by mail at least 15 days before the hearing of the Notice of Hearing on:	
Not.Cred.			- Richard A. McCabe (purchaser)	
Notice of Hrg			- Wells Fargo Card Services per Request for Special Notice filed 11/12/10	
Aff.Mail			4. The sales price is only 38.46% of the appraised value of the property. Probate Code § 10309 states that no sale of real property at private sale shall be confirmed by the Court unless the sum offered is at least 90% of the appraised value. Need reappraisal for sale or higher offer.	
Aff.Pub.			Note: Based on the 7-6-12 Status Declaration, the following issue is added:	
Sp.Ntc.			5. <u>Petitioner states he has appraisal values from a private appraiser; however, a Reappraisal for Sale must be filed and the properties must be reappraised by the Probate Referee (not a private appraiser).</u>	
Pers.Serv.			Note: The Court will set a status hearing for the filing of the First Account or Petition for Final Distribution on Friday, 10-5-12.	
Conf. Screen			Reviewed by: skc	
Letters			Reviewed on: 7-17-12	
Duties/Supp			Updates:	
Objections			Recommendation:	
Video Receipt			File 10 - Berry	
CI Report				
9202				
Order				
Aff. Posting				
Status Rpt				
UCCJEA				
Citation				
FTB Notice				

			NEEDS/PROBLEMS/COMMENTS: OFF CALENDAR. Order signed on 7/17/12. (Note this matter was set for hearing in error)
Cont. from			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT
			Reviewed on: 7/17/12
			Updates:
			Recommendation:
			File 11 - Yang

			NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR.</u> Order signed on 7/17/12. (Note this matter was set for hearing in error)
Cont. from			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT
			Reviewed on: 7/17/12
			Updates:
			Recommendation:
			File 12 - Yang

Status Re: Filing of the First Account or Petition for Final Distribution

DOD: 8-8-07		<p>MICHELLE LOWE, Daughter, was appointed Administrator with full IAEA without bond and Letters issued on 3-1-11.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 5-16-12.</u></p> <p>Minute Order 5-16-12: No appearances. The Court sets the matter for an Order to Show Cause on 6-13-12. If a first account or petition for final distribution is filed by 6-13-12, no appearance will be necessary.</p> <p>A copy of the Minute Order and Order to Show Cause why Administrator should not be sanctioned in the amount of \$500.00 for failure to file the first account or petition for final distribution were mailed to Ms. Lowe on 5-23-12.</p> <p><u>Minute Order 6-13-12 (Status):</u> No appearances. Matter continued to 7/18/12. The Court orders Michelle Lowe to be personally present.</p> <p><u>Minute Order 6-13-12 (OSC):</u> No appearances. Matter continued to 7/18/12. The Court orders Michelle Lowe to be personally present. Order to Show Cause to issue.</p> <p><u>Page 13B is the continued OSC.</u></p> <p><u>As of 7-17-12, nothing further has been filed. The following issue remains:</u></p> <p>1. Need petition for final distribution pursuant to Probate Code §12200.</p>
<p>Cont. from 051612, 061312</p>			
<p>Aff.Sub.Wit.</p> <p>Verified</p> <p>Inventory</p> <p>PTC</p> <p>Not.Cred.</p> <p>Notice of Hrg</p> <p>Aff.Mail</p> <p>Aff.Pub.</p> <p>Sp.Ntc.</p> <p>Pers.Serv.</p> <p>Conf. Screen</p> <p>Letters</p> <p>Duties/Supp</p> <p>Objections</p> <p>Video Receipt</p> <p>CI Report</p> <p>9202</p> <p>Order</p> <p>Aff. Posting</p> <p>Status Rpt X</p> <p>UCCJEA</p> <p>Citation</p> <p>FTB Notice</p>			
<p>At the hearing on 3-1-11, the Court set status hearing for filing of the first accounting or petition for final distribution.</p> <p>At the hearing on 5-16-12, the Administrator did not appear. The Court continued the status hearing to this date and set an Order to Show Cause for sanctions in the amount of \$500.00.</p> <p>At the continued status hearing OSC hearings on 6-13-20, the Administrator did not appear. The Court continued the matters to 7-18-12 and ordered Ms. Lowe to be personally present.</p> <p>An Order to Appear and a copy of the minute order were mailed to Ms. Lowe's address of record on 6-27-12.</p> <p><i>Note: The documents mailed were "returned to sender" by the Post Office with a forwarding address provided.</i></p>			
		<p>Reviewed by: skc</p> <p>Reviewed on: 7-17-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 13A - Ware</p>	

Order to Show Cause Re: Failure to File the First Account or Petition for Final Distribution

DOD: 8-8-07		<p>MICHELLE LOWE, Daughter, was appointed Administrator with full IAEA without bond and Letters issued on 3-1-11.</p> <p>At the hearing on 3-1-11, the Court set status hearing for filing of the first accounting or petition for final distribution.</p> <p>At the hearing on 5-16-12, the Administrator did not appear. The Court continued the status hearing to this date (Page 13A) and set this Order to Show Cause for sanctions in the amount of \$500.00.</p> <p>At the continued status hearing OSC hearings on 6-13-20, the Administrator did not appear. The Court continued the matters to 7-18-12 and ordered Ms. Lowe to be personally present.</p> <p>An Order to Appear and a copy of the minute order were mailed to Ms. Lowe's address of record on 6-27-12.</p> <p><i>Note: The documents mailed were "returned to sender" by the Post Office with a forwarding address provided.</i></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Minute Order 5-16-12:</u> No appearances. The Court sets the matter for an Order to Show Cause on 6-13-12. If a first account or petition for final distribution is filed by 6-13-12, no appearance will be necessary.</p> <p>A copy of the Minute Order and Order to Show Cause why Administrator should not be sanctioned in the amount of \$500.00 for failure to file the first account or petition for final distribution were mailed to Ms. Lowe on 5-23-12.</p> <p><u>Minute Order 6-13-12 (Status):</u> No appearances. Matter continued to 7/18/12. The Court orders Michelle Lowe to be personally present.</p> <p><u>Minute Order 6-13-12 (OSC):</u> No appearances. Matter continued to 7/18/12. The Court orders Michelle Lowe to be personally present. Order to Show Cause to issue.</p> <p><u>As of 7-17-12, nothing further has been filed. The following issue remains:</u></p> <ol style="list-style-type: none"> Need petition for final distribution pursuant to Probate Code §12200. The Court may sanction Administrator for failure to file timely.
Cont. from 061312			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt	X		
UCCJEA			
Citation			
FTB Notice			

DOD: 06/28/10		MARLEEN MAFFEO , surviving spouse, was appointed as Administrator on 10/13/10 and Letters were issued on 11/09/10.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 070912			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

The beneficiaries of the estate are Petitioner and her minor son and daughter.

At a hearing on 05/21/12, the **First and Final Report of Status of Administration and Account; for Allowance of Statutory Attorneys' Compensation; and for Reimbursement of Costs Advanced** was granted, in part, with the Court not approving the Final Distribution as requested. The Court continued the matter to 07/09/12 to provide counsel an opportunity to establish a guardianship on behalf of the minor beneficiaries.

Report on Status of Administration filed 06/20/12 by attorney Kim Herold states: Petitions to appoint Marlene C. Maffeo as guardian of the estates of Kathryn Isabel Coronel Maffeo (Case No. 12CEPR00543) and Mark Lawrence Maffeo (Case No. 12CEPR00542) have been filed with this court. The hearings on those Petitions are scheduled for 07/18/12. Counsel has also submitted an Order for Final Distribution, so that upon appointment of Marlene Maffeo as guardian of the estates on 07/18/12, the Court can also authorize the distribution of the Decedent's estate.

CONTINUED FROM 07/09/12

SEE PAGE 7 AND 8 FOR RELATED MATTERS

Reviewed by: JF

Reviewed on: 07/13/12

Updates:

Recommendation:

File 14 - Maffeo